

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

CHARLES WILLIAMS, )  
                          )  
Plaintiff,            ) CIVIL ACTION  
                          )  
v.                     ) FILE NO. \_\_\_\_\_  
                          )  
AUTO-OWNERS INSURANCE )  
COMPANY,              )  
                          )  
Defendant.            )

**NOTICE OF REMOVAL**

Auto-Owners Insurance Company (“Auto-Owners” or “Defendant”) submits this Notice of Removal as follows:

1. Plaintiff filed this action in the State Court of Gwinnett County, Georgia on August 1, 2023. That Court assigned the case Civil Action Number 23-C-05393-S7.
2. In his Complaint, Plaintiff seeks damages arising from Defendant’s alleged breach of contract with respect to the homeowners insurance coverage applicable to a first party property loss. In addition to contractual damages, Plaintiff seeks prejudgment interest, attorneys’ fees, and costs.
3. This Removal is filed timely within 30 days of service on Defendant on August 10, 2023.

4. Plaintiff is a resident and citizen of Georgia and intends to remain in Georgia.

5. Defendant is a Michigan corporation with its principal place of business in Lansing, Michigan, and thus a citizen of Michigan.

6. Plaintiff seeks to recover damages in an amount greater than seventy-five thousand dollars (\$75,000.00). Although Plaintiff cites contractual damages of \$71,955.06, he additionally seeks prejudgment interest, attorneys' fees, and costs, well exceeding the jurisdictional threshold of \$75,000.

7. This Court has jurisdiction over this matter pursuant to 28 U.S.C. § 1332 such that this action may be removed to this Court pursuant to 28 U.S.C. §§ 1441 and 1446.

8. Defendant attaches copies of the process and pleadings served on it to this Notice as Exhibit "A" and incorporates them herein by reference.

9. Defendant is filing a Notice of Filing this Notice of Removal, as well as a copy of this Notice, with the Clerk of the State Court of Gwinnett County, Georgia, with service on Plaintiff's counsel. A copy of this filing is attached hereto as Exhibit "B."

WHEREFORE, this Court has jurisdiction over this action and may issue any such orders or process as may be necessary to bring all necessary parties before this Court.

Respectfully submitted, this 30<sup>th</sup> day of August, 2023.

**KERSHAW WHITE LLC**

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Atlanta, GA 30328  
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/s/ Jeffrey A. Kershaw  
**JEFFREY A. KERSHAW**  
Georgia Bar No. 159054

*Counsel for Defendant*  
*Auto-Owners Insurance Company*

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AUTO-OWNERS INSURANCE )  
COMPANY,              )  
                          )  
Defendant.            )

**CERTIFICATE OF COMPLIANCE**

I hereby certify that the foregoing document was prepared using Times New Roman 14-point font, in accordance with L.R. 5.1C, N.D. Ga.

Respectfully submitted, this 30<sup>th</sup> day of August, 2023.

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**JEFFREY A. KERSHAW**  
Georgia Bar No. 159054  
*Counsel for Defendant*  
*Auto-Owners Insurance Company*

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**CERTIFICATE OF SERVICE**

This is to certify that I have served a copy of the foregoing **NOTICE OF REMOVAL** upon the Clerk of Court via CM/ECF electronic filing, which will automatically send notification to the following counsel of record, and via U.S. Mail:

I. William Drought, III, Esq.  
Oliver Maner LLP  
P.O. Box 10186  
Savannah, GA 31412  
*wdrought@olivermaner.com*

*Counsel for Plaintiff*

Respectfully submitted, this 30<sup>th</sup> day of August, 2023.

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